

JOURNAL OF THE HOUSE

First Regular Session, 93rd GENERAL ASSEMBLY

NINTH DAY, THURSDAY, JANUARY 20, 2005

The House met pursuant to adjournment.

Speaker Pro Tem Bearden in the Chair.

Prayer by Father David Buescher.

God of good government, today our Nation swears in our Chief Executive. We Missourians of whatever political persuasion pray to You to guide and direct him in Your ways during these next four years.

We pray for our Nation, that we as a people of diverse colors, religions, and cultural traditions may be safe and sound in all ways. We pray for our Governor and Senators, our Speaker, and all these our Representatives. Insight and truth are from You – may we all share an extra portion of that spirit this day and forever. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the eighth day was approved as corrected by the following vote:

AYES: 152

Aull	Baker 123	Baker 25	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bland
Bowman	Boykins	Bringer	Brooks	Brown 30
Brown 50	Bruns	Burnett	Byrd	Chappelle-Nadal
Casey	Chinn	Cooper 120	Cooper 155	Corcoran
Cunningham 145	Curls	Daus	Davis	Day
Deeken	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Franz
Fraser	George	Goodman	Guest	Harris 110
Harris 23	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Icet	Johnson 47
Johnson 61	Johnson 90	Jolly	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	Marsh	May	McGhee
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Schlottach	Schoemehl	Selby
Self	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	Stefanick	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock

Villa	Vogt	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright-Jones
Wright 137	Wright 159	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 001

Darrough

PRESENT: 000

ABSENT WITH LEAVE: 009

Avery	Cooper 158	Cunningham 86	Dempsey	Jackson
Jones	Meadows	Schneider	Wagner	

VACANCIES: 001

SPECIAL RECOGNITION

Dr. Carl J. James, Dr. William H. Marchbanks, Dr. William Chadwick McCoy, Dr. Alphonse Peterson, Dr. Kwai L. Young and Dr. Theodore M. Ziske were recognized for their lifetime of dedication to the dental profession.

HOUSE RESOLUTION

Representative Shoemyer, et al., offered House Resolution No. 193.

HOUSE CONCURRENT RESOLUTION

Representative Zweifel, et al., offered House Concurrent Resolution No. 14.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 167	-	Representative Fraser
House Resolution No. 168	-	Representative Hughes
House Resolution No. 169	-	Representatives Guest and Lager
House Resolution No. 170	-	Representative Viebrock
House Resolution No. 171		
through		
House Resolution No. 177	-	Representative Cooper (158)
House Resolution No. 178	-	Representative Loehner
House Resolution No. 179	-	Representative Robinson
House Resolution No. 180	-	Representative Hobbs
House Resolution No. 181		
through		
House Resolution No. 190	-	Representative Lager
House Resolution No. 191	-	Representative Ervin
House Resolution No. 192	-	Representative Wright-Jones

House Resolution No. 194 - Representative Smith (14), et al.
House Resolution No. 195 - Representative Boykins
House Resolution No. 196 - Representative Witte
House Resolution No. 197 - Representative Henke
House Resolution No. 198 - Representative Jetton

SECOND READING OF HOUSE BILLS

HB 259 through **HB 280** were read the second time.

INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 9, introduced by Representatives Schoemehl, Jolly, Meadows, Vogt, Villa, Young, Wildberger, Lowe (44), Meiners, Roorda, Fraser, Harris (23), Yaeger and Walsh, relating to school district bond elections.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 281, introduced by Representative Pollock, relating to the public water systems.

HB 282, introduced by Representatives Whorton, Guest, Aull and Behnen, relating to inclement weather exceptions for mandatory days of school attendance.

HB 283, introduced by Representative Johnson (47), relating to the election of water supply districts.

HB 284, introduced by Representative Johnson (47), relating to collectors of revenue.

HB 285, introduced by Representatives Marsh, Wright (137), Roark, Dixon, Viebrock, Wasson, Walton, Parker, Villa, Denison, Bearden, Dempsey, Cunningham (145), Goodman, Ruestman, Hunter, Nieves, Lampe, Schlottach, Phillips, Dethrow, Richard, Stevenson, Emery, Wilson (130), Wood, Wilson (119), Jackson, Bivins, Schneider, Davis, Kingery, Moore, Kuessner, St. Onge, Young, Franz, Kelly, Sater, Schoemehl and Jetton, relating to Southwest Missouri State University.

HB 286, introduced by Representative Bland, relating to the emancipation day commission.

HB 287, introduced by Representatives Denison, Sater and Roorda, relating to surcharges.

HB 288, introduced by Representatives Fraser, Oxford, Page, Donnelly, Brown (50) and Schoemehl, relating to child safety restraints.

HB 289, introduced by Representatives Fraser, Oxford and Jolly, relating to corporal punishment.

HB 290, introduced by Representatives Fraser, Oxford, Page, Daus, Wildberger, Meiners, Chappelle-Nadal, Donnelly, Brown (50) and Schoemehl, relating to limitations on firearms possession for domestic violence offenses.

HB 291, introduced by Representatives Cooper (155), Wood, Sander, Weter, Threlkeld, Pollock, Kratky, Kuessner and Bean, relating to the state water patrol.

HB 292, introduced by Representative Byrd, relating to credit for franchise fees.

HB 293, introduced by Representatives Byrd and Storch, relating to museum subdistrict property tax rates.

HB 294, introduced by Representatives Walsh, Low (39), Johnson (61), Lowe (44), Meiners, Young, Spreng, Jolly, Vogt, Salva, Donnelly, George, Page, Harris (110), Hughes, Rucker, Meadows, Corcoran, Boykins, Hubbard, Chappelle-Nadal, Hoskins, Zweifel, Wildberger, Darrough and Whorton, relating to the safe staffing and quality care accountability acts.

HB 295, introduced by Representatives Jetton, Pearce, Tilley, Wells, Wright (159), Phillips, Wildberger, Bean, Hoskins, Meadows, Storch, Swinger, Moore, Sater, Yates, Meiners, Hobbs, Dusenberg, Sutherland, Richard, Black, Cunningham (86), Pratt, Nance, Baker (123), Shoemyer, Kraus and Kratky, relating to vision examinations for school children.

COMMITTEE ASSIGNMENTS

Administration and Accounts

Mark Wright	Chair
Gary Dusenberg	Vice Chair
Bob Behnen	
Shannon Cooper	
Mike Cunningham	
Ray Salva	
Wes Wagner	
Ed Wildberger	

Agriculture Policy

Peter Myers	Chair
Brian Munzlinger	Vice Chair
Joe Aull	
Frank Barnitz	
Rachel Bringer	
Kathy Chinn	
David Day	
Barney Fisher	
Jim Guest	
Belinda Harris	
Steve Hobbs	
Van Kelly	

Tom Loehner
Bob Nance
John Quinn
Martin Rucker
Therese Sander
Wes Shoemyer
Terry Swinger
Kevin Threlkeld
Jim Whorton
Terry Witte
Billy Pat Wright

Appropriations - Agriculture and Natural Resources

John Quinn	Chair
Mike Dethrow	Vice Chair
Rachel Bringer	
Kathy Chinn	
Barney Fisher	
Belinda Harris	
Wayne Henke	
J.C. Kuessner	
Tom Loehner	
Mike McGhee	
Brian Munzlinger	
Peter Myers	
Rodney Schad	
Jim Viebrock	
Jim Whorton	
Terry Witte	

Appropriations - Education

Kathlyn Fares	Chair
Maynard Wallace	Vice Chair
Joe Aull	
Brian Baker	
Judy Baker	
Walt Bivins	
Barbara Fraser	
Theodore Hoskins	
Allen Icet	
Gayle Kingery	
Sara Lampe	
T. Scott Muschany	
David Pearce	
Ed Robb	
Martin Rucker	
Scott Rupp	

Sue Schoemehl
Kevin Wilson

Appropriations - General Administration

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Cynthia Davis	Vice Chair
Nathan Cooper	
Sally Faith	
Leonard Hughes	
Kenny Jones	
Albert Liese	
Scott Lipke	
Darrell Pollock	
Ray Salva	
Michael Spreng	
Juanita Walton	
Billy Pat Wright	

Appropriations - Health, Mental Health and Social Services

Jodi Stefanick	Chair
Otto Bean, Jr.	Vice Chair
Sharon Sanders Brooks	
Wayne Cooper	
Charlie Denison	
Margaret Donnelly	
Yaphett El-Amin	
Ward Franz	
Connie Johnson	
Beth Low	
Sam Page	
David Sater	
Tom Self	
Bryan Stevenson	
Mike Sutherland	
Raymond Weter	

Appropriations - Public Safety and Corrections

Danie Moore	Chair
Jim Avery	Vice Chair
Michael Brown	
Mark Bruns	
Rodney Hubbard	
Jack Jackson	
Tim Meadows	
Jerry Nolte	
Jeff Roorda	
Therese Sander	

Rob Schaaf
Steven Tilley
Ed Wildberger

Appropriations - Transportation and Economic Development

Lanie Black	Chair
Joe Smith	Vice Chair
Craig Bland	
Amber Boykins	
Mike Cunningham	
Doug Ervin	
Bob Nance	
Sherman Parker	
Mike Parson	
Brad Robinson	
Charlie Schlottach	
Rachel Storch	
Terry Swinger	
Jay Wasson	
Don Wells	
Dennis Wood	
Robin Wright-Jones	
Patricia Yaeger	

Budget

Brad Lager	Chair
Allen Icet	Vice Chair
Frank Barnitz	
Bob Behnen	
Lanie Black	
Amber Boykins	
Michael Brown	
Mike Dethrow	
Margaret Donnelly	
Kathlyn Fares	
Barbara Fraser	
Steve Hobbs	
Ted Hoskins	
Jim Lembke	
Paul LeVota	
Bob May	
Danie Moore	
Peter Myers	
John Quinn	
Ed Robb	
Wes Shoemyer	
Jodi Stefanick	

Bryan Stevenson
Rachel Storch
Mike Sutherland
Jim Whorton
Ed Wildberger
Brian Yates

Children and Families

Susan Phillips	Chair
Therese Sander	Vice Chair
Judy Baker	
Cynthia Davis	
Curt Dougherty	
Doug Ervin	
Ward Franz	
Mike McGhee	
Kate Meiners	
T. Scott Muschany	
Jeanette Oxford	

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Steve Hobbs	Chair
Tom Self	Vice Chair
Jason Brown	
Bruce Darrough	
David Day	
Mike Dethrow	
Al Liese	
Jenee Lowe	
Bob May	
Raymond Weter	
Terry Witte	
Dennis Wood	
Terry Young	

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Larry Wilson	Vice Chair
Otto Bean, Jr.	
Ron Casey	
Jim Guest	
Belinda Harris	
Rodney Hubbard	
Kenny Jones	
John Quinn	
Rex Rector	
Brad Robinson	

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Scott Lipke	Chair
Jason Brown	Vice Chair
Mark Bruns	
Gary Dusenberg	
Tim Flook	
Rick Johnson	
Cathy Jolly	
Kenny Jones	
Will Kraus	
Tim Meadows	
Jeff Roorda	

Elections

Bob May	Chair
Bill Deeken	Vice Chair
Brian Baker	
Nathan Cooper	
Cynthia Davis	
Margaret Donnelly	
Curt Dougherty	
David Sater	
Harold Selby	
Joe Smith	
Wes Wagner	

Elementary and Secondary Education

Jane Cunningham	Chair
Bob Behnen	Vice Chair
Joe Aull	
Sharon Sanders Brooks	
Michael Corcoran	
Gary Dusenberg	
Cathy Jolly	
Gayle Kingery	
Sara Lampe	
Jim Lembke	
Danie Moore	
T. Scott Muschany	
Ed Robb	
Rodney Schad	
Terry Swinger	
Maynard Wallace	

Ethics

Tom Dempsey	Chair
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Richard Byrd	Vice Chair
Melba Curls	
Bill Deeken	
Rick Johnson	
Jeanette Oxford	
Bryan Pratt	
Tom Villa	

Financial Institutions

Mike Cunningham	Chair
Brad Roark	Vice Chair
Jane Cunningham	
Leonard Hughes	
Steve Hunter	
Fred Kratky	
Will Kraus	
Al Liese	
Sherman Parker	
David Pearce	
Ron Richard	
Tom Self	
Michael Spreng	
Steven Tilley	
Michael Vogt	
Clint Zweifel	

Fiscal Review

Jim Guest	Chair
Bob Dixon	Vice Chair
John Bowman	
Rachel Bringer	
Sharon Sanders Brooks	
Yaphett El-Amin	
Brian Nieves	
Brad Roark	
Don Wells	

Health Care Policy

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John Bowman	
Doug Ervin	
Wayne Henke	
Sam Page	
Chuck Portwood	
David Sater	
Jodi Stefanick	

Harold Selby
Kevin Threlkeld

Higher Education

Gayle Kingery	Chair
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Charlie Denison	
Sally Faith	
Tim Flook	
Esther Haywood	
Beth Low	
Sue Schoemehl	
Maynard Wallace	
Juanita Walton	

Insurance Policy

Brian Yates	Chair
Kevin Wilson	Vice Chair
Jim Avery	
Michael Daus	
Bob Dixon	
Sally Faith	
Esther Haywood	
Ted Hoskins	
Bob Nance	
Sam Page	
Brad Roark	
Scott Rupp	
Trent Skaggs	
Michael Spreng	
Jay Wasson	
Larry Wilson	

Job Creation and Economic Development

Ron Richard	Chair
David Pearce	Vice Chair
Frank Barnitz	
John Bowman	
Michael Brown	
Michael Corcoran	
Yaphett El-Amin	
Ed Emery	
Tim Flook	
Fred Kratky	
Bob May	
Mike McGhee	

Brian Nieves
Darrell Pollock
Jeff Roorda
Vicki Schneider
Raymond Weter
Dennis Wood

Judiciary

Richard Byrd	Chair
Bryan Pratt	Vice Chair
John Burnett	
Jack Goodman	
Connie Johnson	
Rick Johnson	
Scott Lipke	
Marilyn Ruestman	
Ray Salva	
Bryan Stevenson	
Steven Tilley	
Michael Vogt	
Brian Yates	

Local Government

Bob Johnson	Chair
Vicki Schneider	Vice Chair
Jason Brown	
Ron Casey	
Melba Curls	
Mike Daus	
Ed Emery	
Tom Loehner	
Jerry Nolte	
Susan Phillips	
Trent Skaggs	
Todd Smith	
Neal St. Onge	
Tom Villa	
Wes Wagner	

Professional Registration and Licensing

Bob Behnen	Chair
Jay Wasson	Vice Chair
Bob Dixon	
Curt Dougherty	
Fred Kratky	
Sam Page	
Chuck Portwood	

Marilyn Ruestman
Rob Schaaf
Sue Schoemehl
Wes Shoemyer
Jodi Stefanick
Mike Sutherland
Steven Tilley
Don Wells
Patricia Yaeger

Retirement

Todd Smith	Chair
Therese Sander	Vice Chair
Otto Bean, Jr.	
Ward Franz	
Tom George	
Esther Haywood	
Jeanette Oxford	
Chuck Portwood	
Scott Rupp	
Jim Viebrock	
Patricia Yaeger	

Rules

Shannon Cooper	Chair
Tom Dempsey	Vice Chair
John Burnett	
Richard Byrd	
Leonard Hughes	
Connie Johnson	
Bryan Pratt	
Ron Richard	

Senior Citizen Advocacy

Mark Bruns	Chair
Marilyn Ruestman	Vice Chair
Judy Baker	
Otto Bean, Jr.	
Maria Chappelle-Nadal	
Kate Meiners	
Mike Parson	
Martin Rucker	
Raymond Weter	
Kevin Wilson	
Mark Wright	

Small Business

Doug Ervin	Chair
Sherman Parker	Vice Chair
Brian Baker	
Craig Bland	
Maria Chappelle-Nadal	
Kathy Chinn	
Melba Curls	
Bruce Darrough	
Tim Flook	
Vicki Schneider	
Kevin Wilson	

Tourism

B.J. Marsh	Chair
Dennis Wood	Vice Chair
Wayne Cooper	
Charlie Denison	
Kathlyn Fares	
Bob Johnson	
J.C. Kuessner	
Beth Low	
Kate Meiners	
Jerry Nolte	
Darrell Pollock	
Harold Selby	
Tom Villa	

Transportation

Neal St. Onge	Chair
Charlie Schlottach	Vice Chair
Lanie Black	
Nathan Cooper	
Mike Daus	
Charlie Denison	
Wayne Henke	
J.C. Kuessner	
Tim Meadows	
Brian Munzlinger	
Mike Parson	
Rex Rector	
Joe Smith	
Kevin Threlkeld	
Robin Wright-Jones	
Terry Young	

Utilities

Rex Rector	Chair
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Ed Emery	Vice Chair
Walt Bivins	
Richard Byrd	
Tom George	
Will Kraus	
Sara Lampe	
Paul LeVota	
Jenee Lowe	
Peter Myers	
Rodney Schad	
Charlie Schlottach	
Trent Skaggs	
Jim Viebrock	
Gina Walsh	
Billy Pat Wright	

Veterans

Jack Jackson	Chair
Walt Bivins	Vice Chair
Jason Brown	
Mark Bruns	
Ron Casey	
David Day	
Barney Fisher	
Cathy Jolly	
Joe Smith	
Juanita Walton	
Terry Young	

Ways and Means

Mike Sutherland	Chair
Bryan Stevenson	Vice Chair
Craig Bland	
Maria Chappelle-Nadal	
Bruce Darrough	
Barbara Fraser	
Steve Hunter	
Allen Icet	
Jack Jackson	
Darrell Pollock	
Ed Robb	
Todd Smith	
Neal St. Onge	
Rachel Storch	
Larry Wilson	
Clint Zweifel	

Workforce Development and Workplace Safety

Steve Hunter	Chair
Mike Dethrow	Vice Chair
John Burnett	
Jane Cunningham	
Barney Fisher	
Tom George	
Jim Guest	
Jenee Lowe	
Susan Phillips	
Todd Smith	
Michael Vogt	
Gina Walsh	

COMMUNICATION

January 20, 2005

The Honorable Kenny Jones
Missouri House of Representatives
State Capitol – House Post Office
Jefferson City, MO 65101

Dear Representative Jones:

The Missouri Health Facilities Review Committee has a vacancy for a member of the House of Representatives. Pursuant to Section 197.310, RSMo, I hereby appoint you to the Missouri Health Facilities Review Committee.

Sincerely,

/s/ Rod Jetton
Speaker

WITHDRAWAL OF HOUSE BILL

January 19, 2005

Stephen Davis
Chief Clerk, Missouri House of Representatives
State Capitol, Room 306
Jefferson City, MO 65101

Dear Mr. Davis:

I would like to withdraw from consideration a bill I introduced, **HB 237**, regarding renaming Southwest Missouri State University. Thank you very much.

Sincerely,

/s/ Sara Lampe
District 138

ADJOURNMENT

On motion of Representative Goodman, the House adjourned until 4:00 p.m., Monday, January 24, 2005.

CORRECTION TO THE HOUSE JOURNAL

Correct House Journal, Eighth Day, Wednesday, January 19, 2005, Line 22, by deleting the name “Whorton” from said line.

COMMITTEE MEETING

HIGHER EDUCATION

Tuesday, January 25, 2005, 12:00 p.m. Hearing Room 4.
Organizational and informational meeting.

HOUSE CALENDAR

TENTH DAY, MONDAY, JANUARY 24, 2005

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 9

HOUSE BILLS FOR SECOND READING

HB 281 through HB 295